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FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. APPLICATION NO. FILING DATE 4577 03/28/2001 Bhavna Mehta 09/819,412 7590 08/29/2003 Mrs. Bhavna Mehta EXAMINER 656 Lyndale Court TILL, TERRENCE R Paoli, PA 19301 PAPER NUMBER ART UNIT 1744

Please find below and/or attached an Office communication concerning this application or proceeding.

| • | | | $\sim l$ - |
|---|--|--|---------------|
| | Application No. | Applicant(s) | |
| · Office Action Summary | 09/819,412 | MEHTA, BHAVNA | ļ |
| | Examin r | Art Unit | |
| | Terrence R. Till | 1744 | |
| Th MAILING DATE of this communication app Period for Reply | ears on the cover sheet w | vith th correspondence ad | dr ss |
| A SHORTENED STATUTORY PERIOD FOR REPL' THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.1 after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply If NO period for reply is specified above, the maximum statutory period versilure to reply within the set or extended period for reply will, by statute Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b). Status | 36(a). In no event, however, may a y within the statutory minimum of th will apply and will expire SIX (6) MC , cause the application to become A | reply be timely filed irty (30) days will be considered timely NTHS from the mailing date of this co | |
| 1) Responsive to communication(s) filed on | · | | |
| 2a) This action is FINAL . 2b) Th | is action is non-final. | | |
| 3) Since this application is in condition for allowationsed in accordance with the practice under | | | e merits is |
| Disposition of Claims | | | |
| 4) Claim(s) 1-24 is/are pending in the application | | | |
| 4a) Of the above claim(s) is/are withdray | wn from consideration. | | |
| 5) Claim(s) is/are allowed. 6) Claim(s) is/are rejected. | | | |
| 7) Claim(s) is/are objected to. | | | |
| 8) ☐ Claim(s) is/are objected to. 8) ☐ Claim(s) <u>1-24</u> are subject to restriction and/or e | election requirement | | |
| Application Papers | nection requirement. | | |
| 9) The specification is objected to by the Examine | r. | | |
| 10)☐ The drawing(s) filed on is/are: a)☐ accep | oted or b) objected to by | the Examiner. | |
| Applicant may not request that any objection to the | | | |
| 11)☐ The proposed drawing correction filed on | is: a)☐ approved b)☐ | disapproved by the Examine | er. |
| If approved, corrected drawings are required in rep | • | | |
| 12) The oath or declaration is objected to by the Ex | aminer. | | |
| Priority under 35 U.S.C. §§ 119 and 120 | | | |
| 13) Acknowledgment is made of a claim for foreign | priority under 35 U.S.C. | § 119(a)-(d) or (f). | |
| a) ☐ All b) ☐ Some * c) ☐ None of: | | | |
| 1. Certified copies of the priority documents | | | |
| 2. Certified copies of the priority documents3. Copies of the certified copies of the priority | | | |
| 3. Copies of the certified copies of the prior application from the International But * See the attached detailed Office action for a list | reau (PCT Rule 17.2(a)). | | stage |
| 14) Acknowledgment is made of a claim for domestic | c priority under 35 U.S.C | § 119(e) (to a provisional | application). |
| a) ☐ The translation of the foreign language pro 15) ☐ Acknowledgment is made of a claim for domesti | | | |
| Attachment(s) | | | |
| Notice of References Cited (PTO-892) Notice of Draftsperson's Patent Drawing Review (PTO-948) Information Disclosure Statement(s) (PTO-1449) Paper No(s) | 5) Notice of | Summary (PTO-413) Paper No(s Informal Patent Application (PTC | |



Application/Control Number: 09/819,412

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DETAILED ACTION

Election/Restrictions

- 1. This application contains claims directed to the following patentably distinct species of the claimed invention: Species A, Figures 1-4; Species B, Figures 5-13; Species C, Figure 14; Species D, Figure 15; Species E, Figures 16-22.
- 2. Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, no claim is generic.
- 3. Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.
- 4. Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).
- 5. Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the

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examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

6. Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Terrence R. Till whose telephone number is (703) 308-1592. The examiner can normally be reached on Mon. through Thurs. and every other Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert J. Warden can be reached on (703) 308-2920. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0661.

Terrence R. Till Primary Examiner Art Unit 1744

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